



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

CUNNINGHAM et al.

Art Unit: 1652

Application No.: 09/701,395

Examiner: D. Ramirez

Filed: September 25, 2001

Attorney Dkt. No.: 108172-00022

For: GENES OF CAROTENOID BIOSYNTHESIS AND METABOLISM AND
METHODS FOR USE THEREOF

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TECH CENTER 1600/2900

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: November 10, 2003

Sir:

Applicant petitions for an extension of time for one month for response to the outstanding Office Action dated July 9, 2003 from October 9, 2003 to November 9, 2003.

Please find attached a check in the amount of \$110 to cover the fee discussed above. The Commissioner is hereby authorized to charge any fee deficiency or credit any overpayment associated with this communication to Deposit Account No. 01-2300 under Client Matter No. 108172-00022.

Respectfully submitted,

Robert K. Carpenter
Registration No. 34,794

Customer No. 004372
ARENT FOX KINTNER PLOTKIN & KAHN, PLLC
1050 Connecticut Avenue, N.W.,
Suite 400
Washington, D.C. 20036-5339
Tel: (202) 857-6000
Fax: (202) 638-4810
RKC/tdd

11/13/2003 MBELETE1 00000045 09701395

01 FC:1251

110.00 OP

TECH/209617.1

Adjustment date: 12/17/2003 EEKUBAY1
11/13/2003 MBELETE1 00000045 09701395
01 FC:1251 -110.00 OP

12/17/2003 EEKUBAY1 00000011 09701395

01 FC:2251 55.00 OP

Rep'n. Ref: 12/17/2003 EEKUBAY1 0010004100
DAH: 012300 Name/Number: 09701395
FC: 9204 \$55.00 CR



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Refund Section
Accounting Division
Office of Finance

CUNNINGHAM et al.

Art Unit: 1652

Application No.: 09/701,395

Examiner: D. Ramirez

Filed: September 25, 2001

Attorney Dkt. No.: 108172-00022

For: GENES OF CAROTENOID BIOSYNTHESIS AND METABOLISM AND METHODS FOR
USE THEREOF

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

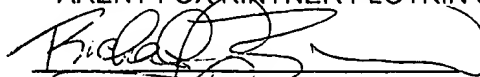
December 9, 2003

Sir:

The undersigned respectfully requests a refund of \$55.00 from the large entity filing fee paid on November 10, 2003. The applicant herein is entitled to Small Entity Status under 37 CFR 1.9(f) and 1.27(b) and, therefore, it is believed that a refund in the amount of one half of the filing fee is proper.

It is respectfully requested that the refund be credited to the undersigned's Deposit Account No. 01-2300. A duplicate copy of this sheet is enclosed herewith.

Respectfully submitted,
ARENT FOX KINTNER PLOTKIN & KAHN, PLLC


Richard J. Berman
Registration No. 39,107

Customer No. 004372
1050 Connecticut Avenue, N.W., Suite 400
Washington, D.C. 20036-5339
Tel: (202) 857-6000; Fax: (202) 638-4810



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

CUNNINGHAM et al.

Art Unit: 1652

Application No.: 09/701,395

Examiner: D. Ramirez

Filed: September 25, 2001

Attorney Dkt. No.: 108172-00022

For: GENES OF CAROTENOID BIOSYNTHESIS AND METABOLISM AND
METHODS FOR USE THEREOF

STATEMENT VERIFYING SMALL ENTITY STATUS

Mail Stop Missing Parts
Commissioner for Patents
Alexandria, VA 22313-1450


December 9, 2003

Sir:

The above-identified application claims small entity status.

In the event any fees are required, please charge our Deposit Account No. 01-
2300.

Respectfully submitted,


Richard J. Berman
Registration No. 39,107

OFFICE OF FINANCE
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DEC 12 2003

Customer No. 004372
ARENT FOX KINTNER PLOTKIN & KAHN, PLLC
1050 Connecticut Avenue, N.W., Suite 400
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RJB/ccd